

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TELEPHONE: (714) 557-3800

INTELLECTUAL PROPERTY LAW
3200 PARK CENTER DRIVE
SUITE 700
COSTA MESA, CALIFORNIA 92626

FACSIMILE: (714) 557-3347

FACSIMILE COVER SHEETFax Transmission To

*Teresa Lindsay
USPTO
703-872-9314*

Regarding

*09/213,096; 082771.P270C
(15 pages including cover page)*

Fax Transmission From

*Corrinn Reynolds for William W.
5/7/03*

Teresa,

I apologize for the confusion on our fax filing on 4/29; I inadvertently neglected to change the page number on the cover sheet - the amendment and attendant transmittals were only 14 pages, not 20, so you should have everything. Just to be sure, I'm refaxing them. Please call me if you have any questions.

Thanks very much.

If you do not receive all the pages, or if there is any difficulty in receiving, please call (714) 557-3800 and ask for Corrinn Reynolds.

CONFIDENTIALITY NOTE

The documents accompanying this facsimile transmission contain information from the law firm of Blakely, Sokoloff, Taylor & Zafman which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

Official

PTO/SB/21 (06-00)

Approved for use through 10/31/2002. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1998, no person is required to respond to a collection of information unless it displays a valid OMB control number.

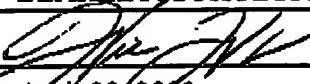
TRANSMITTAL FORM*(to be used for all correspondence after initial filing)*

		Application No.	09/213,096
		Filing Date	December 17, 1998
		First Named Inventor	Mohan V. Kalkunte
		Group Art Unit	2664
		Examiner Name	Frank Duong
Total Number of Pages in This Submission	13	Attorney Docket Number	82771P270C

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
<input checked="" type="checkbox"/> Amendment / Response <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)
<input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

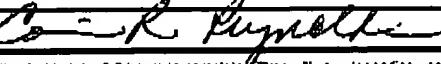
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	William W. Schaal, Reg. No. 39,018 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	April 29, 2003

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile under 37 CFR §1.8 on:

April 29, 2003

Typed or printed name	Corriinn R. Reynolds
Signature	
Date	April 29, 2003

Burden Hour Statement: This form is estimated to take 0.2 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

Complete if Known

Application Number	09/213,096
Filing Date	December 17, 1998
First Named Inventor	Mohan V. Kalkunte
Examiner Name	Frank Duong
Group/Art Unit	2664
Attorney Docket No.	82771P270C

METHOD OF PAYMENT (check one)

Check Credit card Money Order Other None
 Deposit Account

Deposit Account Number **02-2666**

Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: / check all that apply

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	760	2001	375	Utility filing fee	
1002	330	2002	185	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	760	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)		(\$)			

2. EXTRA CLAIM FEES

Total Claims	24	24 ^a =	0	X	18.00	=	\$0.00	Fee Paid
Independent Claims	6	6 ^a =	0	X	84.00	=	\$0.00	

Multiple Dependent

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple Dependent claim, if not paid	
1204	84	2204	42	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)		(\$)			0.00

^a or number previously paid, if greater. For Reissues, see below

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Burcharge - late filing fee or oath	
1052	50	2052	25	Burcharge - late provisional filing fee or cover sheet	
2053	130	2058	130	Non-English specification	
1812	2,030	1912	2,220	For filing a request for ex parte reexamination	
1804	920*	1904	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2262	205	Extension for reply within second month	
1253	830	2253	465	Extension for reply within third month	
1254	1,460	2264	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1404	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	260	2403	140	Request for oral hearing	
1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1452	110	2462	55	Petition to revive - unavoidable	
1453	1,300	2453	850	Petition to revive - unintentional	
1501	1,800	2501	850	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	2460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1808	180	1808	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	1809	375	Filing a submission after final rejection (37 CFR § 1.129(e))	
1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750	2801	275	Request for Continued Examination (RCE)	
1803	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)					

*Reduced by Basic Filing Fee Paid

SUBTOTAL (\$)

(\$)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	William W. Scheid	Registration No. (Attorney/Agent)	39,018	Telephone	(714) 557-3800
Signature				Date	04/29/03

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application to the USPTO. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TELEPHONE: (714) 557-3800

INTELLECTUAL PROPERTY LAW
3200 PARK CENTER DRIVE, SUITE 750
COSTA MESA, CA 92626

Facsimile: (714) 557-3347

FACSIMILE COVER SHEET

Official

Deliver to: Frank Duong, USPTO

Art Group: 2664

Facsimile No.: 703-872-9314

Date: April 29, 2003

From: William W. Schaal, Reg. No. 39,018

Our Pocket No.: 82771P270C

Number of pages 20 ¹⁴ including this sheet.

Application No.: 09/213,096

Filing Date: 12/17/1998

Docket Due Date(s): 5/5/2003

Enclosed are the following documents:

<input checked="" type="checkbox"/> Amendment: <u>Response</u>	<input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Appeal Brief (in triplicate) (____pgs)	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Application: _____ (____pgs) w/cover & abstract)	<input type="checkbox"/> Petition for: _____
<input type="checkbox"/> Assignment & Cover Sheet (____pgs)	<input type="checkbox"/> Request for Continued Examination (RCE)
<input checked="" type="checkbox"/> Certificate of Facsimile _____	<input type="checkbox"/> Reply Brief (____pgs)
<input type="checkbox"/> Continued Prosecution Application (CPA)	<input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)
<input type="checkbox"/> Declaration & POA (____pgs)	<input type="checkbox"/> Request to Rescind Previous Nonpublication Request
<input type="checkbox"/> Drawings: ____sheets, ____figures	<input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter
<input type="checkbox"/> Extension of Time: _____	<input type="checkbox"/> Response to Written Opinion (____pgs)
<input checked="" type="checkbox"/> Fee Transmittal (in duplicate)	<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> IDS & PTO/SB/08 (____pgs)	<input type="checkbox"/> Transmittal of Publication Fee Due
<input checked="" type="checkbox"/> Other Change of Correspondence Address _____	<input checked="" type="checkbox"/> Transmittal Letter

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.84)

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on 4/29/2003.

Corinn R. Reynolds 04/29/2003
Corinn R. Reynolds Date

Confidentiality Note: The documents accompanying this facsimile transmission contain information from the law firm of Blakely, Sokoloff, Taylor & Zafman which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

If you do not receive all the pages, or if there is any difficulty in receiving, please call: (714) 557-3800 and ask for Corriann R. Reynolds.

1/29/03
Official

Our Docket No.: 82771P270C

#9/10
5.9.03RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2664

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mohan V. Kalkunte et al.

Examiner: Frank Duong

Application No.: 09/213,096

Art Group: 2664

Filed: December 17, 1998

Date of Mailing of Office Action:
02/05/2003For: METHOD AND APPARATUS FOR
PRESERVING FLOW ORDER ACROSS
LINKS OF A MULTI LINK TRUNKAMENDMENT AND RESPONSE UNDER 37 CFR §1.116

Please
kindly
not enter
5/12/03

BOX NON-FEE AMENDMENT
Assistant Commissioner for Patents
Washington, DC 20231-9998

Sir:

In response to the outstanding Office Action, mailed February 5, 2003, Applicants submit the following claims and arguments:

IN THE CLAIMS

Following is a complete set of claims as amended with this Response.

1. (Currently Amended) A method for improving receive performance in a data network, the method comprising:
 3. receiving up to a plurality of indications denoting the start of frame transmission on a corresponding plurality of communication links;
 5. identifying [that at least one of the received indications denote] the start of a flow by analyzing information embedded within at least one received frame;

82771P270C
Pat. App. No. 09/213,096